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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

ASHLEY SCHWARTZ-EARP, Plaintiff, v. ADVANCED CALL CENTER TECHNOLOGIES, LLC, et al., Defendants.	Case No.: 15-CV-01582-MEJ **NOTICE OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT** Hearing Date: March 17, 2016 Hearing Time: 10:00 a.m. Courtroom.: B [Separate Statement of Undisputed Material Facts, Memorandum of Points and Authorities, and Declarations of Marc Keller and Adrian T. Lambie filed concurrently]

TO PLAINTIFF AND HER COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, at 10:00 a.m. on March 17, 2016, or as soon thereafter as the matter may be heard, in Courtroom B of the above-captioned Court, Defendant ADVANCED CALL CENTER TECHNOLOGIES, LLC ("Defendant") will and hereby does move the Court for Summary Judgment or, in the alternative, partial summary judgment as to each claim for relief in the Complaint of Plaintiff ASHLEY SCHWARTZ-EARP ("Plaintiff").

As set forth more fully the concurrently-filed Memorandum of Points and Authorities, Defendants Motion is made on grounds that undisputed facts show conclusively that each claim in Plaintiff's Compliant is without merit and Defendant is entitled to judgment as a matter of law.

This Motion is based on the papers and pleadings on file in this case, the concurrently-filed Separate Statement of Undisputed Material Facts, Memorandum of Points and Authorities, and Declarations of Marc Keller and Adrian T. Lambie, and upon such oral and documentary evidence as may be presented at the hearing thereon.

Dated: February 11, 2016

MURPHY, PEARSON, BRADLEY & FEENEY

By /s/ Adrian T. Lambie
Adrian T. Lambie
Attorneys for Defendant
ADVANCED CALL CENTER
TECHNOLOGIES, LLC

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